

REMARKS

Claims 1-9 are pending. Claims 1, 2, 5, 6, 7, 8 and 9 are amended. Claims 1, 2, 5, 6, 8 and 9 are amended to recite that the referenced synthetic polymer is a "di- or tri-block-co-polymer composed of monomers selected from the group consisting of ethyleneoxide, propyleneoxide, ethylethylene, acrylic acid and vinyl amine." Support for this amendment is found in the specification at page 2, lines 14 to page 3, line 2 and page 3, lines 12-15

It is respectfully submitted that the present amendment presents no new issues or new matter and places this case in condition for allowance. Reconsideration of the application in view of the above amendments and the following remarks is requested.

I. Formal Objection to Claim 7

Claim 7 is objected to for failing to include a period at the end of the claim. Claim 7 has been amended to include the proper punctuation.

II. The Rejection of Claims 1-9 under 35 U.S.C. 102 Over U.S. Pat. No. 5,385,959

Claims 1-9 are rejected under 35 U.S.C. 102 as anticipated by U.S. Pat. No. 5,385,959. In order to expedite prosecution, the claims are amended to recite that the synthetic polymer of the vesicle is "a di- or tri-block-co-polymer composed of monomers selected from the group consisting of ethyleneoxide, propyleneoxide, ethylethylene, acrylic acid and vinyl amine." U.S. Patent No. 5,385,959 does not teach or even suggest the use of such a vesicle forming agent.

For the foregoing reasons, Applicants submit that the claims overcome this rejection under 35 U.S.C. 102. Applicants respectfully request reconsideration and withdrawal of the rejection.

III. The Rejection of Claims 1-9 under 35 U.S.C. 102 Over EP 0653485

Claims 1-9 are rejected under 35 U.S.C. 102 as anticipated by EP 0653485. In order to expedite prosecution, the claims are amended to recite that the synthetic polymer of the vesicle is "a di- or tri-block-co-polymer composed of monomers selected from the group consisting of ethyleneoxide, propyleneoxide, ethylethylene, acrylic acid and vinyl amine." EP 0653485 does not teach or even suggest the use of such a vesicle forming agent.

For the foregoing reasons, Applicants submit that the claims overcome this rejection under 35 U.S.C. 102. Applicants respectfully request reconsideration and withdrawal of the rejection.

IV. The Rejection of Claims 1-9 under 35 U.S.C. 102 Over U.S. Pat. No. 3,576,760

Claims 1-9 are rejected under 35 U.S.C. 102 as anticipated by U.S. Pat. No. 3,576,760. In order to expedite prosecution, the claims are amended to recite that the synthetic polymer of the vesicle is "a di- or tri-block-co-polymer composed of monomers selected from the group consisting of ethyleneoxide, propyleneoxide, ethylethylene, acrylic acid and vinyl amine." U.S. Patent No. 3,576,760 does not teach or even suggest the use of such a vesicle forming agent.

For the foregoing reasons, Applicants submit that the claims overcome this rejection under 35 U.S.C. 102. Applicants respectfully request reconsideration and withdrawal of the rejection.

V. Conclusion

In view of the above, it is respectfully submitted that all claims are in condition for allowance. Early action to that end is respectfully requested. The Examiner is hereby invited to contact the undersigned by telephone if there are any questions concerning this amendment or application.

Respectfully submitted,

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